

PTO/SB/30 (5/2000)

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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 28, 2000,
provides for continued examination of an utility or plant application
filed on or after June 8, 1998.

See The American Inventors Protection Act of 1999 (AIPA).

| | |
|------------------------|---------------|
| Application Number | 10/090,283 |
| Filing Date | March 4, 2002 |
| First Named Inventor | Wolf |
| Group Art Unit | 3679 |
| Examiner Name | Flemming |
| Attorney Docket Number | DYC-10-5598 |

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 28, 2000. If the above-identified application was filed prior to May 28, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/09) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14963 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted:
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).
 - ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 - iii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
 - ii. ☒ Affidavit(s)/Declaration(s) under Rule 132
 - iii. ☐ Information Disclosure Statement (IDS)
 - iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(f) required)
- b. ☐ Other _____

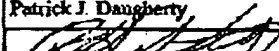
3. Fees

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 500645
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
 - ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
 - iii. ☐ Other _____
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☐ Payment by credit card (Form PTO-2036 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type) Patrick J. Daugherty Registration No. (Attorney/Agent) 41,697

Signature  Date April 21, 2004

CERTIFICATE OF MAILING OR TRANSMISSION

05/07/2004 I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Mail Stop RCE/Commissioner for Patents, Box RCE, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office, Washington, DC 20231.

01 FC:2261 Name (Print/Type) Carole G. Comazzo

02 FC:2861 Signature AS, 00 DA _____ Date _____

Guard Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Commissioner for Patents, Box RCE, Washington, DC 20231.

PAGE 20 * RCVD AT 4/21/2004 4:14:16 PM [Eastern Daylight Time] * SVR:USPTO-EFXXF-10 * ONIS:8729306 * CSID:440 205 3601 * DURATION (mm:ss):01:28

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CERTIFICATE OF TRANSMISSION BY FACSIMILE (37CFR1.8) APR 21 2004

PLEASE DELIVER TO EXAMINER FLEMMING SAETHERDocket No. DYC-10-5598Applicant(s): Theodore L. Wolf

| Serial No. | Filing Date | Examiner | Group Art Unit |
|-------------------|----------------------|-------------------------|----------------|
| <u>10/090.283</u> | <u>March 4, 2002</u> | <u>Flemming Saether</u> | <u>3679</u> |

Invention: **METHOD AND STRUCTURE FOR LOCKING NUT WITH DEFORMABLE MEMBER**

I hereby certify that a Request for Continued Examination under 37 CFR 1.114, Request for Continued Examination (RCE) Transmittal form, Declaration of Theodore R. Wolf and Request for Extension of Time are being transmitted via facsimile to the United States Patent and Trademark Office

Fax No. 703-872-9306 on April 21, 2004, 2004 22
(Date) (No. of pages)

TO: Examiner Flemming Saether

Attached are a REQUEST FOR CONTINUED EXAMINATION UNDER 37 CFR 1.114, RCE TRANSMITTAL FORM PTO/SB/30, DECLARATION OF THEODORE R. WOLF UNDER 37 C.F.R. § 1.132, and REQUEST FOR EXTENSION OF TIME being filed in response to the Office Action dated December 24, 2003.

- ☒ Please charge Deposit Account No. 500645 in the total amount of \$440.00 to cover the fee (\$55.00) for a one month extension of time to respond to the office action and the RCE fee (\$385.00).
- ☒ The Commissioner is hereby authorized to charge payment of the extension and RCE fees associated with this communication or credit any overpayment to Deposit Account No. 500645.

FROM: Patrick J. Daugherty
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e-mail: pat@driggslaw.com

Carole Giacomazzo
(Typed or Printed Name of Person Signing Certificate)

Carole Giacomazzo
(Signature)